

126-840-DD

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:)
)
DelDuca et al.)
)
Serial No. 08/763,719) Examiner: J. Drodge
)
Group Art Unit: 1306
Filed: December 13, 1996)
)
Docket No.: PCOA:673
Title: MODIFIED ATMOSPHERE PACKAGE)

#9
6-1-98

THIRD INFORMATION DISCLOSURE STATEMENT

VIA HAND DELIVERY

Assistant Commissioner
For Patents
Washington, DC 20231

APR 30 1998
GROUP 1100

Sir:

In compliance with the duty of disclosure under 37 C.F.R. §1.56, it is respectfully requested that this Information Disclosure Statement be entered and the references listed on attached Form PTO-1449 be considered by the Examiner and made of record.

In accordance with 37 C.F.R. § 1.98(d), copies of the listed references are enclosed.

The applicants would like to make the Examiner aware of the following applications that are being pursued by the assignee of the present application:

05/01/1998 FJACKSON 00000031 08763719

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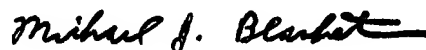
| Application No. | Date Filed | Title |
|-----------------|------------|--|
| 08/856,448 | 05/14/97 | Oxygen Scavenger Accelerator |
| 09/054,907 | 04/03/98 | Modified Atmosphere Package With Accelerated Reduction of Oxygen Level in Meat Compartment |

Reference Designations E9 through I8 are patents cited in the above-identified co-pending Patent Application No. 08/856,448.

In accordance with 37 C.F.R. §§ 1.97(g),(h), this Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information disclosed is, or is considered to be, prior art with respect to the present application or material to patentability as defined in 37 C.F.R. §§ 1.56.

The present Information Disclosure Statement is being submitted after the mailing of the first Office Action reflecting an examination on the merits but before the mailing of a Final Rejection or Notice of Allowance. Accordingly, in accordance with 37 C.F.R. § 1.97(c), a fee of \$240 is included herewith. If this check is inadvertently not enclosed, or is in error in amount, the Commissioner is authorized to charge any deficiency or to credit any over payment to Arnold, White & Durkee Deposit Account No. 01-2508/PCOA:673.

Respectfully submitted,



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